

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

IN RE OCEAN POWER TECHNOLOGIES,
INC. SECURITIES LITIGATION

THIS DOCUMENT RELATES TO:

ALL ACTIONS

Civil Action No. 14-3799
(FLW) (LHG)

CLASS ACTION

PLAINTIFF'S NOTICE OF
MOTION FOR FINAL
APPROVAL OF
SETTLEMENT

PLEASE TAKE NOTICE that, pursuant to an Order of the Court issued on June 7, 2016 (“Preliminary Approval Order”), on Monday, November 14, 2016, or as soon thereafter as the matter may be heard in the courtroom of the Honorable Freda L. Wolfson, situated at 402 East State Street, Trenton, NJ 08608, Lead Plaintiff FiveMore Special Situations Fund Limited (“Plaintiff”), by their counsel, will move pursuant to Rule 23(e) of the Federal Rules of Civil Procedure for an order granting final approval of the proposed settlement (the “Settlement”) and approval of the proposed plan of allocation of the proceeds of the Settlement (the “Plan of Allocation”), as set forth in the Stipulation, between Plaintiff and Defendants.

PLEASE TAKE FURTHER NOTICE that this Motion is supported by the accompanying Memorandum of Points and Authorities in Support; the Declaration of Nicholas I. Porritt in Support of Plaintiffs’ Motion for Final Approval of the

Settlement and Approval of the Plan of Allocation, and Motion for an Award of Attorneys' Fees and Reimbursement of Expenses, dated October 24, 2016 (the "Porritt Decl."), and the exhibits filed therewith; the Declaration of Megan Peters Regarding (A) Mailing of the Notice and Proof of Claim; (B) Publication of the Summary Notice; and the (C) Report on Requests for Exclusion Received to Date (the "Peters Decl."), and the exhibits filed therewith; and the Stipulation and the exhibits filed therewith (ECF No. 81.); and all other pleadings and papers filed in this action.

Dated: October 24, 2016

Respectfully Submitted,

LEVI & KORSINSKY LLP

/s/ Eduard Korsinsky
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-and-

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*Counsel for FiveMore Special Situations
Fund Ltd. and Lead Counsel for Class*

CERTIFICATE OF SERVICE

I, Eduard Korsinsky, hereby certify that on October 24, 2016, I authorized the electronic filing of the PLAINTIFF'S NOTICE OF UNOPPOSED MOTION FOR FINAL APPROVAL OF SETTLEMENT with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the registered participants as identified on the Notice of Electronic Filing.

/s/ Eduard Korsinsky

Eduard Korsinsky